

1 Laura Vartain Horn (SBN 258485)
 2 **KIRKLAND & ELLIS LLP**
 3 555 California Street, Suite 2700
 4 San Francisco, CA 94104
 5 Telephone: (415) 439-1625
 6 laura.vartain@kirkland.com

7 Allison M. Brown (Admitted *Pro Hac Vice*)
 8 **KIRKLAND & ELLIS LLP**
 9 2005 Market Street, Suite 1000
 10 Philadelphia, PA 19103
 11 Telephone: (215) 268-5000
 12 alli.brown@kirkland.com

13 Jessica Davidson (Admitted *Pro Hac Vice*)
 14 **KIRKLAND & ELLIS LLP**
 15 601 Lexington Avenue
 16 New York, NY 10022
 17 Telephone: (212) 446-4800
 18 jessica.davidson@kirkland.com

19 *Attorneys for Uber*

20 UBER TECHNOLOGIES, INC., RASIER, LLC,
 21 And RASIER-CA, LLC

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: UBER TECHNOLOGIES, INC.,
 PASSENGER SEXUAL ASSAULT
 LITIGATION

This Document Relates to:

ALL ACTIONS

Case No. 3:23-md-03084-CRB (LJC)

**DEFENDANTS' ADMINISTRATIVE
 MOTION TO SEAL PERSONAL
 IDENTIFYING INFORMATION
 CONTAINED IN DEFENDANTS' REPLY IN
 SUPPORT OF MOTION FOR ENTRY OF
 RECEIPTS ORDER AND ACCOMPANYING
 DOCUMENTS**

Judge: Hon. Charles R. Breyer
 Courtroom: 6 – 17th Floor

1 **DEFENDANTS' STATEMENT IN SUPPORT OF SEALING CONFIDENTIAL MATERIALS**

2 Under Local Rules 7-11 and 79-5, Defendants Uber Technologies, Inc., Rasier, LLC, and Rasier-
 3 CA, LLC (“Uber” or “Defendants”) hereby move this Court for an order to seal the personal identifying
 4 information (“PII”) contained in their Reply in Support of Motion for Entry of (1) an Order to Show Cause
 5 Why Plaintiffs Who Have Submitted Non-Bona Fide Receipts Should Not Be Dismissed with Prejudice
 6 and (2) a Case Management Order Addressing Certain Plaintiffs Who Have Not Submitted Receipts,
 7 including all attached exhibits and declarations (altogether, the “Reply”) and the accompanying
 8 Declarations of Brett D. Harrison and FTI Consulting, Inc. (the “FTI Declarations”). The Reply and FTI
 9 Declarations contain PII from materials produced by both Uber and Plaintiffs. The Reply and FTI
 10 Declarations are attached as Exhibit A, filed concurrently to this Administrative Motion.

11 A party seeking to seal a judicial record bears the burden of establishing that “compelling reasons”
 12 support that request. *Kamakana v. City & Cnty. of Honolulu*, 447 F.3d 1172, 1178–79 (9th Cir. 2006).
 13 Specifically, that party must “articulate[] compelling reasons supported by specific factual findings ...
 14 that outweigh the general history of access and the public policies favoring disclosure [of court records],
 15 such as the ‘public interest in understanding the judicial process.’” *Id.* (quoting *Foltz v. State Farm Mut.*
 16 *Auto. Ins. Co.*, 331 F.3d 1122, 1135 (9th Cir. 2003)). “In turn, the [C]ourt must ‘conscientiously balance[]
 17 the competing interests’ of the public and the party who seeks to keep certain judicial records secret.” *Id.*
 18 at 1179. (quoting *Foltz*, 331 F.3d at 1135).

19 Assessment of the public and private interests implicated here warrant sealing this information.
 20 Local Rule 79-5(c)(1)(i). Uber in particular seeks to seal the names of Plaintiffs, drivers, and other non-
 21 parties contained throughout the Reply and FTI Declarations, as well as home and other addresses,¹
 22 contact information such as phone numbers and email addresses, and financial information. Courts have
 23 found that such information “is sealable under the compelling reasons standard.” *See, e.g., Kumandan v.*
 24 *Google LLC*, No. 19-cv-04286-BLF, 2022 WL 17971633, at *1 (N.D. Cal. Nov. 17, 2022). That is

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26 ¹ Uber proposes redacting all addresses, because Uber is not able to assess which addresses are
 27 potentially personally identifying.

1 because such information is “not relevant to any of the issues in this litigation, nor would the public have
2 any real interest in its disclosure.” *O’Connor v. Uber Techs., Inc.*, No. C-13-3826 EMC, 2015 WL
3 355496, at *3 (N.D. Cal. Jan. 27, 2015). On the other hand, the public disclosure of the PII contained
4 within the Reply and FTI Declarations could cause significant and avoidable harm or embarrassment to
5 the affected individuals. Moreover, no less restrictive alternative to sealing the PII in the Reply and FTI
6 Declarations is sufficient. Local Rule 79-5(c)(1)(iii). Uber’s request is narrowly tailored to seal only the
7 PII while ensuring that the public retains access to the rest of the Reply and FTI Declarations. This Court
8 may therefore “appropriately balance[]” the privacy interests of the affected individuals with the public’s
9 right to access by allowing redaction of all such PII in the Motion. *O’Connor*, 2015 WL 355496, at *2.

10 **CONCLUSION**

11 For the foregoing reasons, Uber respectfully requests this Court grant this Administrative Motion
12 to seal the personal identifying information, specifically the names, addresses, contact information, and
13 financial information, contained in the Reply and FTI Declarations.

1 DATED: September 5, 2025

Respectfully submitted,

2 */s/ Laura Vartain Horn*
34 Laura Vartain Horn (SBN 258485)
5 **KIRKLAND & ELLIS LLP**
6 555 California Street, Suite 2700
7 San Francisco, CA 94104
8 Telephone: (415) 439-1625
9 laura.vartain@kirkland.com10 Allison M. Brown (Admitted *Pro Hac Vice*)
11 **KIRKLAND & ELLIS LLP**
12 2005 Market Street, Suite 1000
13 Philadelphia, PA 19103
14 Telephone: (215) 268-5000
15 alli.brown@kirkland.com16 Jessica Davidson (Admitted *Pro Hac Vice*)
17 **KIRKLAND & ELLIS LLP**
18 601 Lexington Avenue
19 New York, NY 10022
20 Telephone: (212) 446-4800
jessica.davidson@kirkland.com21 SABRINA H. STRONG (SBN: 200292)
22 sstrong@omm.com
23 JONATHAN SCHNELLER (SBN: 291288)
24 jschneller@omm.com
25 **O'MELVENY & MYERS LLP**
26 400 South Hope Street, 19th Floor
27 Los Angeles, CA 90071
Telephone: (213) 430-6000
Facsimile: (213) 430-640728 PATRICK L. OOT, JR. (*Pro Hac Vice*)
oot@shb.com
SHOOK, HARDY & BACON, LLP
1800 K Street NW, 10th Floor
Washington, DC 20006
Telephone: (202) 783-8400
Facsimile: (202) 783-421129 ALYCIA A. DEGEN (SBN: 211350)
adegen@shb.com
MICHAEL B. SHORTNACY (SBN: 277035)
mshortnacy@shb.com

SHOOK, HARDY & BACON, LLP
2121 Avenue of the Stars, Suite 1400
Los Angeles, CA 90067
Telephone: (424) 285-8330
Facsimile: (424) 204-9093

CHRISTOPHER V. COTTON (*Pro Hac Vice*) ccotton@shb.com
SHOOK, HARDY & BACON, LLP
255 Grand Boulevard
Kansas City, MO 64108
Telephone: (816) 474-6550
Facsimile: (816) 421-5547

Counsel for Defendants
UBER TECHNOLOGIES, INC.,
RASIER, LLC, and RASIER-CA, LLC

Attorneys for Uber
UBER TECHNOLOGIES, INC.,
RASIER,LLC, And RASIER-CA, LLC

CERTIFICATE OF SERVICE

I hereby certify that on September 5, 2025, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will automatically send notification of the filing to all counsel of record.

By: /s/ Laura Vartain Horn
Laura Vartain Horn